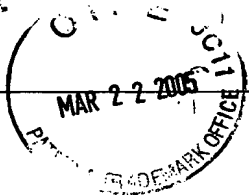


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U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

# REQUEST FOR CONTINUED EXAMINATION (RCE)

## TRANSMITTAL FORM (37 C.F.R. § 1.114)

|   |                                      |                                |                  |
|---|--------------------------------------|--------------------------------|------------------|
| DOCKET NO.<br>13101/48801   | APPLICATION SERIAL NO.<br>09/978,273 | EXAMINER<br>Cynthia E. Collins | ART UNIT<br>1638 |
| INVENTOR(S):<br>Christopher John Robert THOMAS, et al.  |                                      |                                |                  |
| <p>Mail Stop RCE<br/>Commissioner for Patents<br/>P.O. Box 1450<br/>Alexandria, VA 22313-1450</p> <p>This is a <b>request for continued examination</b> under 37 C.F.R. § 1.114 (RCE) of pending application Serial No. <u>09/978,273</u>, filed on <u>October 15, 2001</u>, entitled <b><u>PLANT CELL DEATH SYSTEM</u></b>.</p> <p>The following constitute the submission <b><u>required</u></b> by 37 C.F.R. § 1.114(a) and is attached:</p> <p><input checked="" type="checkbox"/> Amendment<br/> <input type="checkbox"/> Information Disclosure Statement<br/> <input type="checkbox"/> Drawing Changes<br/> <input type="checkbox"/> Other Submission: _____</p> |                                      |                                |                  |

1. The filing fee for this RCE and the required amendment/submission is calculated below. The fee below is calculated based on the status of the claims after the entry of the attached amendment/submission. The fee for any new additional claims is included with this RCE, the fee for previously entered additional claims having already been paid.

|                                 | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT  | MINUS | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>NUMBER<br>EXTRA* | RATE (\$)<br>PER<br>CLAIM | FEE (\$)              |
|---------------------------------|--|-------|---|-----------------------------|---------------------------|-----------------------|
| BASIC FEE                       |  |       |   |                             |                           | 790.00                |
| TOTAL CLAIMS                    | 18   |       | 27  | 20                          | 0                         | 50.00                 |
| INDEPENDENT<br>CLAIMS           | 4  |       | 4   | 3                           | 0                         | 200.00                |
| MULTIPLE<br>DEPENDENT<br>CLAIMS |  |       |   |                             | 360.00                    | 0.00                  |
|                                 |  |       |   | Must be zero<br>or larger   | TOTAL                     | 790.00                |
|                                 | If Applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here. |       |   |                             |                           | SMALL ENTITY<br>TOTAL |

2. Please charge the required RCE and submission filing fee of **\$790.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
3. Applicant respectfully requests a three-month extension of time in which to file a response to the Final Office Action mailed, September 22, 2004, for which a response

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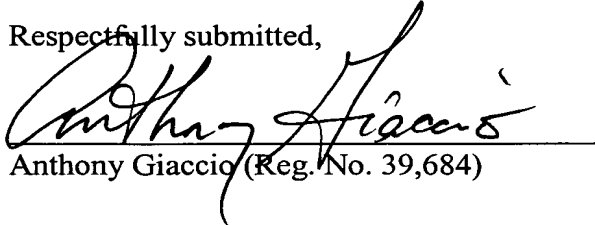
period expiring on December 22, 2004 was set. The extended period expires on March 22, 2005. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.136(a) extension fee of **\$1,020.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.

4. The Commissioner is hereby authorized to charge payment of fees, including any additional fees associated with this communication or arising during the pendency of this application, or to credit any overpayment, to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
5. A copy of this transmittal form is enclosed.

Dated:

3/22/05

By: Respectfully submitted,



Anthony Giaccio (Reg. No. 39,684)

KENYON & KENYON  
One Broadway  
New York, New York 10004  
(212) 425-7200 (telephone)  
(212) 425-5288 (facsimile)